

House File 2262 - Introduced

HOUSE FILE 2262

BY FRY

A BILL FOR

1 An Act relating to health data including the collection and
2 use of hospital data and including effective date and
3 retroactive applicability provisions.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 135.166, subsection 1, paragraph a, Code
2 2020, is amended to read as follows:

3 a. The department of public health shall enter into a
4 memorandum of understanding with the contractor selected
5 through a request for proposals process to act as the
6 department's intermediary in collecting, maintaining, and
7 disseminating hospital inpatient, outpatient, and ambulatory
8 data, as initially authorized in 1996 Iowa Acts, ch. 1212, §5,
9 subsection 1, paragraph "a", subparagraph (4), and 641 IAC
10 177.3. The request for proposals shall prohibit the contractor
11 from charging a hospital a fee for access to the data collected
12 from a hospital in the state.

13 Sec. 2. 2019 Iowa Acts, chapter 85, section 97, is amended
14 to read as follows:

15 SEC. 97. REQUEST FOR PROPOSALS PROCESS — TRANSITION. The
16 department of public health shall continue the memorandum of
17 understanding with the entity acting as intermediary on June
18 30, 2019, pursuant to [section 135.166](#), until the contractor
19 selected through a request for proposals process assumes the
20 duties of intermediary on ~~January~~ July 1, 2021, as specified
21 under this division of this Act. The request for proposals
22 shall be issued by July 1, 2020, and a contract shall be
23 executed with the contractor selected by October 1, 2020.

24 Sec. 3. HEALTH DATA WORK GROUP — ESTABLISHED — MEMBERSHIP
25 — DUTIES — REPORTS. A health data work group is established
26 to evaluate the health data needs of the state. The work group
27 shall be comprised of the members of the data sharing and use
28 work group of the Iowa healthcare innovation and visioning
29 roundtable established in 2017. The work group shall continue
30 the work of the roundtable by implementing and building on the
31 real time healthcare information strategy, the data privacy
32 strategy, and the oversight strategy recommended by the data
33 sharing and use work group of the roundtable as submitted
34 in September 2018, and the data steering committee update
35 and recommendations submitted in June 2019, relating to the

1 governance model for and the functionality of the Iowa health
2 information network. The work group shall submit an initial
3 report to the governor and the general assembly by December 15,
4 2020, and periodic progress reports on the implementation of
5 recommendations, measures, and milestones of success, and any
6 future actions thereafter.

7 Sec. 4. EFFECTIVE DATE. This Act, being deemed of immediate
8 importance, takes effect upon enactment.

9 Sec. 5. APPLICABILITY. The following apply retroactively
10 to July 1, 2019:

11 1. The section of this Act amending section 135.166.

12 2. The section of this Act amending 2019 Iowa Acts, chapter
13 85, section 97.

14 EXPLANATION

15 The inclusion of this explanation does not constitute agreement with
16 the explanation's substance by the members of the general assembly.

17 This bill relates to health data including the collection
18 and use of hospital data.

19 2019 Iowa Acts, House File 766, directed the department of
20 public health (DPH) to enter into a memorandum of understanding
21 with a contractor selected through a request for proposals
22 process, rather than with the Iowa hospital association,
23 to act as the department's intermediary in collecting,
24 maintaining, and disseminating hospital inpatient, outpatient,
25 and ambulatory data, and further directed DPH to continue the
26 memorandum of understanding with the Iowa hospital association
27 until the contractor selected through a request for proposals
28 process assumed the duties of intermediary on January 1, 2021.

29 The bill changes the transition period for continuation
30 of the memorandum of understanding from January 1, 2021, to
31 July 1, 2021. The bill also requires that the request for
32 proposals to select a contractor prohibit the contractor from
33 charging a hospital a fee for access to data collected by the
34 contractor from a hospital in the state, and that the request
35 for proposals be issued by July 1, 2020, and the contract with

1 the contractor selected be executed by October 1, 2020.

2 The bill establishes a health data work group to evaluate the
3 health data needs of the state. The work group is comprised
4 of the members of the data sharing and use work group of the
5 Iowa healthcare innovation and visioning roundtable established
6 in 2017. The work group is tasked with continuing the work of
7 the roundtable by implementing and building on the real time
8 healthcare information strategy, the data privacy strategy, and
9 the oversight strategy recommended by the data sharing and use
10 work group of the roundtable as submitted in September 2018,
11 and the data steering committee update and recommendations
12 submitted in June 2019 relating to the governance model for
13 and the functionality of the Iowa health information network.
14 The work group shall submit an initial report to the governor
15 and the general assembly by December 15, 2020, and periodic
16 progress reports on the implementation of recommendations,
17 measures, and milestones of success, and any future actions
18 thereafter.

19 The bill takes effect upon enactment, and certain provisions
20 are retroactively applicable to July 1, 2019.